

IN THE SUPREME COURT OF INDIA

CIVIL APPELLATE JURISDICTION

I.A. No. 2 of 2013
in
CIVIL APPEAL NO. 4263 OF 2003

ASHIWIN S. MEHTA & ANR. Appellant (s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(AND I.A. NO. 3 OF 2013)

O R D E R

INTERLOCUTORY APPLICATION No. 3 OF 2013

Learned counsel for the applicant seeks withdrawal of this interlocutory application with liberty to challenge the order of the Special Court dated November 30, 2012 in appropriate proceedings before this Court.

Interlocutory application is allowed to be withdrawn.

INTERLOCUTORY APPLICATION NO. 2 OF 2013

Heard Ms. Kamini Jaiswal, learned counsel for the applicants, and Dr. Abhishek Manu Singhvi and Mr. C.A. Sundaram, learned senior counsel for respondent Nos. 6 and 8.

In so far as prayer clauses (a), (b) and (c) of para 34 of the application are concerned, we are not inclined to entertain this interlocutory application. If the applicants are aggrieved, they may challenge the order of the Special Court dated November 30, 2012 in appropriate proceedings before this Court.

As regards prayer clause (d) of para 34 of the application, we observe that a complaint has already been made by applicant No. 1 before the Securities and Exchange Board of India (SEBI) in regard to buy back of 36,90,000 shares. Obviously, the complaint shall be considered by SEBI on its own merits uninfluenced by any observations in the decision of this Court dated November 8, 2011.

Interlocutory application stands disposed of accordingly.

.....J.
(R.M. LODHA)

NEW DELHI;J.
FEBRUARY 11, 2013 (J. CHELAMESWAR)

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

I.A. No. 2/2013 & I.A. No. 3/2013
in
CIVIL APPEAL NO. 4263 OF 2003

ASHIWIN S. MEHTA & ANR. Appellant (s)

VERSUS

UNION OF INDIA & ORS. Respondent(s)

(for directions and for clarification of Court's order dated
08.11.2011 and office report)

Date: 11/02/2013 These IAs were called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE R.M. LODHA
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Appellant(s)

Ms. Kamini Jaiswal, Adv.

For Respondent(s)

Dr. Abhishek Manu Singhvi, Sr. Adv.
Mr. C.A. Sundaram, Sr. Adv.
Mr. Manu Nair, Adv.
Mr. Anuj Berry, Adv. for
M/S Suresh A. Shroff & Co.

Mr. R.N. Karanjawala, Adv.
Ms. Nandini Gore, Adv.
Ms. Manik Karanjawala, Adv.
Mr. Sarthak Nayak, Adv.

Mr. Arvind Kumar Tewari ,Adv

Mr. Varinder Kumar Sharma ,Adv

UPON hearing counsel the Court made the following
O R D E R

I.A. No. 3 of 2013

Interlocutory application is allowed to be withdrawn in
terms of the signed order.

I.A No. 2 of 2013

Interlocutory application is disposed of in terms of the
signed order.

|(Rajesh Dham)
|Court Master

|(Renu Diwan)
|Court Master

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(signed order is placed on the file)